

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Lewis Richard Anderson,

Civil No. 08-1257 (RHK/AJB)

Petitioner,

**ORDER**

v.

Warden Holinka,

Respondent.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Arthur J. Boylan dated June 6, 2008, all the files and records, and no objections having been filed to said Recommendation, **IT IS ORDERED:**

1. The Report and Recommendation (Doc. No. 3) is **ADOPTED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE**.

Dated: June 30, 2008.

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge